

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF PENNSYLVANIA**

FRED MINOR,

Petitioner,

v.

MICHAEL D. OVERMYER; and
THE DISTRICT ATTORNEY OF THE
COUNTY OF PHILADELPHIA,
Respondents.

No. 16-cv-03027

ORDER

AND NOW, this 4th day of April, 2019, for the reasons set forth in the Opinion issued this date and upon consideration of the Report and Recommendation (“R&R”) of United States Magistrate Judge Thomas J. Rueter, ECF No. 21; and Petitioner’s Objections to the R&R, ECF No. 24, **IT IS ORDERED THAT:**

1. Petitioner’s Objections to the R&R, ECF No. 24, are **OVERRULED**.
2. The R&R, ECF No. 21, is **APPROVED** and **ADOPTED**.
3. The Petition for Writ of Habeas Corpus, ECF No. 1, is **DISMISSED** as time-barred.
4. Petitioner’s request for an evidentiary hearing is **DENIED**.
5. Petitioner’s Motion for Leave to File an Amended Supplementary Pleadings to Petition, ECF No. 19, is **GRANTED**.
6. This case is **CLOSED**.
7. There is no basis for the issuance of a certificate of appealability.

BY THE COURT:

/s/ Joseph F. Leeson, Jr.

JOSEPH F. LEESON, JR.

United States District Judge